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(to be used for all correspondence after initial filing)

Total No. of Pages in this Submission: 3

Application Number	10/574,725
Confirmation Number	
Filing Date	with an effective filing date of October 2, MAY 28 2008
First Named Inventor	Detlef BAASCH, Gerhard GUMPOLTSSBERGER, Christoph PELCHEN, Barbara SCHMOHL, Ulrich MAIR and Thomas ROSEMEIER
Group Art Unit	3681
Examiner Name	Roger L. Pang Fax: (571) 273-8300
Attorney Docket Number	ZAHFRI P844US

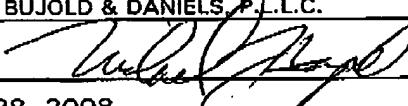
ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
<input type="checkbox"/> Fee attached - Check \$	<input type="checkbox"/> Drawing(s)	<input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences
<input checked="" type="checkbox"/> Amendment/Response - 2 pgs.	<input type="checkbox"/> Licensing-related Papers	<input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition (DELETED - no longer useful)	<input type="checkbox"/> Proprietary Information
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> To Convert a Provisional Petition	<input type="checkbox"/> Status Letter
<input type="checkbox"/> Extension of Time Request (in Duplicate)	<input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address	<input type="checkbox"/> Additional Enclosure(s) (please identify below):
<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Terminal Disclaimer	
<input type="checkbox"/> Information Disclosure Stmt	<input type="checkbox"/> Small Entity Statement	
<input type="checkbox"/> Certified Copy of Priority Document(s)	<input type="checkbox"/> Request for Refund	
<input type="checkbox"/> Response to Missing Part/s Incomplete Application		
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53		

REMARKS

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

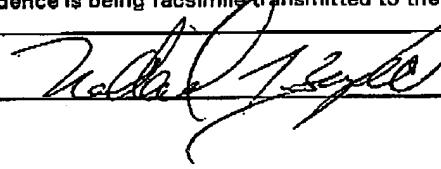
Firm or Individual Name	Michael J. Bujold DAVIS BUJOLD & DANIELS, P.L.L.C.	Reg. No. 32,018 CUSTOMER NO. 020210
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Signature	
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Date	May 28, 2008
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CERTIFICATE OF TRANSMISSION

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office on May 28, 2008.

Signature		Date: May 28, 2008 (aag)
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05/28/8

PATENT APPLICATION**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of	Detlef BAASCH, Gerhard GUMPOLTSBERGER, Christoph PELCHEN, Barbara SCHMOHL, Ulrich MAIR and Thomas ROSEMEIER
Serial no.	10/574,725
Confirmation No.	
Filed	with an effective filing date of October 2, 2004
For	TRANSMISSION DEVICE AND METHOD FOR CONTROLLING AND REGULATING A TRANSMISSION DEVICE
Group Art Unit	3681
Examiner	Roger L. Pang
Docket	ZAHFRI P844US

The Commissioner for Patents
U.S. Patent & Trademark Office
P. O. Box 1450
Alexandria, VA 22313-1450

RESPONSE

Dear Sir:

This response is being filed in reply to the official action mailed May 12, 2008. In that action, the Examiner requires an election of species, under 35 U.S.C. § 121, between one of the following allegedly patentably distinct species of the invention:

- I. Transmission 1: Fig. 2;
- II. Transmission 2: Fig. 3; or
- III. Transmission 3: Fig. 4.

In addition, the Applicant is also required to elect one of the following allegedly distinct species of the claimed invention:

- IV. Configuration 1: Fig. 6;
- V. Configuration 2: Fig. 7;
- VI. Configuration 3: Fig. 8;
- VII. Configuration 4: Fig. 9; or
- VIII. Configuration 5: Fig. 10.

The Applicant elects to prosecute the species of the claimed invention shown in Group II (Transmission 2: Fig. 3) and further elects to prosecute the species of the claimed invention shown in Group VIII (Configuration 5: Fig. 10) of the drawings. The Applicant also elects claims 22-26, 34-38 and 42 which are readable on the elected species to be prosecuted on the merits.

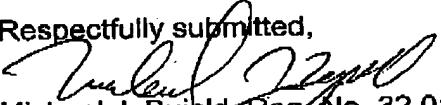
The Applicant does not waive any rights with respect to the non-elected species and does not intend to abandon that subject matter. If the Examiner makes the election requirement final, the Applicant respectfully requests that the non-elected species be withdrawn from further consideration but remain in this application subject to

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reinstatement, in the event that a generic claim is allowed, or for possible filing of a divisional application(s).

In the event that there are any fee deficiencies or additional fees are payable, please charge the same or credit any overpayment to our Deposit Account (Account No. 04-0213).

Respectfully submitted,


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